



J1025 U.S. PTO

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Please type a plus sign (+) inside this box → 6-29-01
ASUBSTITUTE for PTO/SB/05 (08/00) Utility Patent Application Transmittal
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

PTO

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06/28/01



UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	20243CA	
First Inventor or Application Identifier		Batra et al.
Title	Compressed Tablet Formulation	
Express Mail Label No.		EL523906658US

APPLICATION ELEMENTS <small>See MPEP chapter 600 concerning utility patent application contents.</small>		ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, DC 20231	
1. <input checked="" type="checkbox"/> Fee Transmittal Form <small>(Submit an original, and a duplicate for fee processing)</small> 2. <input checked="" type="checkbox"/> Specification [Total Pages <input type="text" value="27"/>]		6. Nucleotide and/or Amino Acid Sequence Submission <small>(if applicable, all necessary)</small> <ol style="list-style-type: none"> a. <input type="checkbox"/> Computer Readable Form b. <input type="checkbox"/> Paper Copy (identical to computer copy) c. <input type="checkbox"/> Statements verifying identity of above copies 	
3. <input type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets <input style="width: 20px;" type="text" value="1"/>] <small>[Total Pages <input style="width: 20px;" type="text" value="27"/>]</small>		ACCOMPANYING APPLICATION PARTS <ul style="list-style-type: none"> 7. <input type="checkbox"/> Assignment papers (cover sheet & document(s)) 8. <input type="checkbox"/> 37 CFR 3.73(b) Statement <small>(when there is an assignee)</small> <input type="checkbox"/> Power of Attorney 9. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input type="checkbox"/> Copies of IDS Citations 10. <input checked="" type="checkbox"/> Preliminary Amendment 11. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <small>(Should be specifically itemized)</small> 12. <input type="checkbox"/> Certified Copy of Priority Document(s) <small>(if foreign priority is claimed)</small> 13. <input type="checkbox"/> Other: _____ 	
4. Oath or Declaration <ol style="list-style-type: none"> a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) <small>(for continuation/divisional with Box 14 completed)</small> <ol style="list-style-type: none"> i. <input type="checkbox"/> <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33 (b). 			
5. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76			
14. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76			
<input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No. <u>09 / 312.617</u> <small>Prior application information: Examiner S. Sharareh Group/Art Unit: 1619</small>			
For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.			
15. CORRESPONDENCE ADDRESS			
<input checked="" type="checkbox"/> Customer Number or Bar Code Label		Customer No. 000210 <small>(Insert Customer No. or Attach bar code here.)</small>	
NAME	Kenneth R. Walton		
ADDRESS	Merck & Co., Inc., P. O. Box 2000 - Patent Dept., RY60-30		
CITY	Rahway	STATE	NJ
COUNTRY	USA	TELEPHONE	732-594- 3462
FAX	732-594-4720		

Name	Kenneth R. Walton	Registration No. (Attorney/Agent)	32,951
Signature	<i>Kenneth R. Walton</i>		Date 6/28/2001

EXPRESS MAIL CERTIFICATE		
DATE OF DEPOSIT June 28, 2001		
EXPRESS MAIL NO. EL523906658US		
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE" ON THE ABOVE DATE IN AN ENVELOPE ADDRESSED TO ASSISTANT COMMISSIONER FOR PATENTS, BOX PATENT APPLICATION, WASHINGTON, D.C. 20231		
MAILED BY	<i>J.B. Crowley</i>	DATE <u>6/28/01</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents
Washington, D.C. 20231

Prior Application:

Examiner	S. Sharareh
Art Unit	1619

Sir: This is a request for filing a Continuation Divisional application, under 37 C.F.R. 1.53(b), of pending application Serial No. 09/312,617 filed on

May 17, 1999 of Udit Batra et al.

(DATE)

(INVENTOR)

for Compressed Tablet Formulation

(TITLE OF INVENTION)

1. The enclosed comprises a copy of prior application Serial No. 09/312,617, as filed on May 17, 1999. The entire disclosure of this prior application is hereby incorporated by reference.

2. The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS ANY CLAIMS CANCELED BY AMENDMENT BELOW

FOR	NUMBER FILED	NUMBER EXTRA		RATE	FEE
Total Claims	34	-	20	14	x \$18 \$252
Independent Claims	3	-	3	0	x \$80 \$0
*Multiple Dependent Claims				x	\$270
Basic Fee (minimum amount required)					\$710
* Add this fee if application contains any multiple dependent claims, regardless of number.					\$962 Total Fee

3. The Assistant Commissioner is hereby authorized to charge any fees which may be required or to credit any overpayment to Account No. 13-2755.

4. Amend the specification by inserting before the first line the sentence:
-- This is a continuation, division of application Serial No. _____, filed _____.

5. Cancel in this application original claims: 17-23.

6. Preliminary amendment enclosed.

7. Information Disclosure Statement/PTO-1449 enclosed.

- 8a. Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.

- 8b. New formal drawings are enclosed.

- 9a. Priority of application Serial No. _____, filed _____, in _____ is claimed under 35 U.S.C. 119.
(COUNTRY)

- 9b. The certified copy of the priority application has been filed in prior application Serial No. _____, filed _____.

10. The prior application is assigned to _____.

11. The undersigned attorney or agent has:

- a. Power in the prior application as originally filed.
b. Associate power, copy enclosed.

Respectfully,

Kenneth R. Walton

By: Kenneth R. Walton

Attorney _____ for Applicant(s)

Registration No. 32,951

Telephone: (732) 594-3462

Address: Merck & Co., Inc.
Patent Department
P.O. Box 2000 - RY60-30
Rahway, N.J. 07065-0907

Date: June 28, 2001

EXPRESS MAIL CERTIFICATE

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MAILED BY *J.B. Crowley*

DATE 6/28/01